

11-03-1999

U.S. DEPARTMENT OF COMMERCE



R SHEET

Patent and Trademark Office  
Docket No. 07427/453

NRD 10/28/99

101190530

To the Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):  
BANK OF AMERICA, N.A.

- ☐ Individual(s)      ☐ Association  
☐ General Partnership      ☐ Limited Partnership  
☐ Corporation-State: ☒ Other: National Banking Association

Additional name(s) of conveying party(ies) attached? ☐ Yes ☒ No

3. Nature of conveyance:

- ☐ Assignment      ☐ Merger  
☐ Security Agreement      ☐ Change of Name  
☒ Other: Termination of Security Interest

Execution Date: October 1, 1999

2. Name and address of receiving party(ies):

Name: INTERNATIONAL E-Z UP, INC.  
 Internal Address:  
 Street Address: 1601 Iowa Avenue  
 City: Riverside State: California ZIP: 92507

- ☐ Individual(s) citizenship: \_\_\_\_\_  
☐ Association: \_\_\_\_\_  
☐ General Partnership: \_\_\_\_\_  
☐ Limited Partnership: \_\_\_\_\_  
☒ Corporation-State: California  
☐ Other: \_\_\_\_\_

Additional name(s) & address(es) attached? ☐ Yes ☒ No

4.A. Trademark Application No.(s)

B. Registration No.(s)

1,908,477    1,994,970  
 1,803,282    1,901,785  
 1,886,066    1,992,874  
 1,901,784

Additional numbers attached? \*☐ Yes ☒ No

5. Name and address of party to whom correspondence concerning document should be mailed:

Charlotte Y. Chen  
 Morrison & Foerster LLP  
 555 West Fifth Street  
 Suite 3500  
 Los Angeles, California 90013-1024

6. Total number of applications and trademark registrations involved: 7

7. Total fee (37 C.F.R. § 3.41): \$190.00

- ☒ Enclosed  
☐ Authorized to be charged to deposit account, referencing Attorney Docket \_\_\_\_\_

8. Deposit account number: 03-1952The Commissioner is hereby authorized to charge any fees under 37 C.F.R. § 1.21 which may be required by this paper, or to credit any overpayment to Deposit Account No. 03-1952.**DO NOT USE THIS SPACE**

9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

Name: Charlotte Y. Chen

Signature

Oct. 27, 99

Date

Total number of pages comprising cover sheet, attachments and document: 7

11/02/1999 DNGUYEN 00000202 1908477

01 FC:481  
02 FC:48240.00 DP  
150.00 DP

Mail documents to be recorded with required cover sheet information to:  
 Commissioner of Patents and Trademarks  
 Box Assignments  
 Washington, D.C. 20231

1a-333503

**TRADEMARK**  
**REEL: 001984 FRAME: 0163**

## TERMINATION STATEMENT

BANK OF AMERICA, N.A. (formerly BANK OF AMERICA NATIONAL TRUST AND SAVINGS ASSOCIATION) ("Secured Party") hereby agrees as follows:

(a) Secured Party currently holds a security interest in certain intellectual property pursuant to that certain Security Agreement - General Intangibles (Patents, Trademarks, Copyrights, Computer Software) dated December 11, 1997 (the "Security Agreement") entered into between Secured Party and International E-Z Up, Inc., a California corporation ("Debtor").

(b) Secured Party has recorded the Security Agreement with the United States Patent and Trademark Office as evidenced by the Notice of Recordation of Assignment Document for certain patents which is attached as Exhibit "A" and the Notice of Recordation of Assignment Document for certain trademarks which is attached as Exhibit "B", each of which exhibits is incorporated herein by this reference.

(c) Debtor has arranged for the repayment of the Indebtedness secured by the Security Agreement and upon receipt of such repayment, Secured Party has agreed to terminate its security interest under the Security Agreement.

In consideration of the aforementioned recitals, Secured Party hereby agrees to terminate the Security Agreement and all rights and claims to any Collateral which is described thereunder, including without limitation, all patents described on Exhibit "A" and all trademarks described on Exhibit "B".

IN WITNESS WHEREOF, Secured Party has executed this Termination Statement as of the first day of October, 1999.

BANK OF AMERICA, N.A.


By:   
Name: HELEN WILSON  
Title: Vice President



EXHIBIT A

UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office  
ASSISTANT SECRETARY AND COMMISSIONER  
OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

FEBRUARY 20, 1998

PTAS

BANK OF AMERICA NT&SA  
MARGARET E. LEHMANN  
LEGAL DEPT. #24017  
555 SOUTH FLOWER STREET, SUITE 800  
LOS ANGELES, CA 90071



\*100605826A\*

UNITED STATES PATENT AND TRADEMARK OFFICE  
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, NORTH TOWER BUILDING, SUITE 10C35, WASHINGTON, D.C. 20231.

RECORDATION DATE: 12/23/1997

REEL/FRAME: 8876/0529

NUMBER OF PAGES: 16

BRIEF: SECURITY INTEREST (SEE DOCUMENT FOR DETAILS).

## ASSIGNOR:

INTERNATIONAL E-Z UP, INC.

DOC DATE: 12/11/1997

## ASSIGNEE:

BANK OF AMERICA NATIONAL TRUST AND SAVINGS ASSOCIATION  
3650 14TH STREET, 2ND FLR.  
INLAND EMPIRE RCBO #1496  
RIVERSIDE, CALIFORNIA 92501

SERIAL NUMBER: 08191660

PATENT NUMBER:

FILING DATE: 02/04/1994

ISSUE DATE:

SERIAL NUMBER: 08871088

PATENT NUMBER:

FILING DATE: 06/09/1997

ISSUE DATE:

SERIAL NUMBER: 08823616

PATENT NUMBER:

FILING DATE: 03/25/1997

ISSUE DATE:

SERIAL NUMBER: 08823589

PATENT NUMBER:

FILING DATE: 03/25/1997

ISSUE DATE:

FILING DATE: 06/27/1997  
ISSUE DATE:

FILING DATE: 09/26/1983  
ISSUE DATE: 08/26/1986

FILING DATE: 09/28/1989  
ISSUE DATE: 05/15/1990

FILING DATE: 04/05/1993  
ISSUE DATE: 02/13/1996

FILING DATE: 07/25/1994  
ISSUE DATE: 01/23/1996

FILING DATE: 07/25/1994  
ISSUE DATE: 04/30/1996

FILING DATE: 11/02/1995  
ISSUE DATE: 05/27/1997

FILING DATE: 02/23/1996  
ISSUE DATE: 05/27/1997

DIANE RUSSELE, PARALEGAL  
ASSIGNMENT DIVISION  
OFFICE OF PUBLIC RECORDS



EXHIBIT B

UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office  
ASSISTANT SECRETARY AND COMMISSIONER  
OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

FEBRUARY 23, 1998

PTAS



\*100606598A\*

BANK OF AMERICA NT&SA  
MARGARET LEHMANN  
LEGAL DEPT. #24017  
555 SOUTH FLOWER STREET, SUITE 800  
LOS ANGELES, CA 90071

UNITED STATES PATENT AND TRADEMARK OFFICE  
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, NORTH TOWER BUILDING, SUITE 10C35, WASHINGTON, D.C. 20231.

RECORDATION DATE: 12/23/1997

REEL/FRAME: 1675/0154  
NUMBER OF PAGES: 16

BRIEF: SECURITY INTEREST

ASSIGNOR:

INTERNATIONAL E-Z UP, INC.

DOC DATE: 12/11/1997  
CITIZENSHIP:  
ENTITY: CORPORATION

ASSIGNEE:

BANK OF AMERICA NATIONAL TRUST AND  
SAVINGS ASSOCIATION  
INLAND EMPIRE RCBO #1496  
3650 14TH STREET, 2ND FLR  
RIVERSIDE, CALIFORNIA 92501

CITIZENSHIP:  
ENTITY: NATIONAL BANKING ASSOCIATION

APPLICATION NUMBER: 74435872  
REGISTRATION NUMBER:

FILING DATE: 09/16/1993  
ISSUE DATE:

MARK: INSTANT SHELTER

DRAWING TYPE: WORDS, LETTERS, OR NUMBERS IN TYPED FORM

APPLICATION NUMBER: 74435871  
REGISTRATION NUMBER: 1908477

FILING DATE: 09/16/1993  
ISSUE DATE: 08/01/1995

MARK: WORLD'S FASTEST SHELTERS

DRAWING TYPE: WORDS, LETTERS, OR NUMBERS IN TYPED FORM

APPLICATION NUMBER: 74364085  
REGISTRATION NUMBER: 1803282

FILING DATE: 03/01/1993  
ISSUE DATE: 11/09/1993

MARK: INSTANT SHELTER

DRAWING TYPE: WORDS, LETTERS, OR NUMBERS IN TYPED FORM

APPLICATION NUMBER: 74435870  
REGISTRATION NUMBER: 1886066

FILING DATE: 09/16/1993  
ISSUE DATE: 03/28/1995

MARK: ORIGINAL SHADE

DRAWING TYPE: WORDS, LETTERS, OR NUMBERS IN TYPED FORM

APPLICATION NUMBER: 74364086  
REGISTRATION NUMBER: 1901784

FILING DATE: 03/01/1993  
ISSUE DATE: 06/27/1995

MARK: AUTO-PEAK

DRAWING TYPE: WORDS, LETTERS, OR NUMBERS IN TYPED FORM

APPLICATION NUMBER: 74671544  
REGISTRATION NUMBER: 1994970

FILING DATE: 05/01/1995  
ISSUE DATE: 08/20/1996

MARK: E-Z UP

DRAWING TYPE: WORDS, LETTERS, OR NUMBERS IN TYPED FORM

APPLICATION NUMBER: 74364087  
REGISTRATION NUMBER: 1901785

FILING DATE: 03/01/1993  
ISSUE DATE: 06/27/1995

MARK: AUTO-SLIDER

DRAWING TYPE: WORDS, LETTERS, OR NUMBERS IN TYPED FORM

APPLICATION NUMBER: 74668615  
REGISTRATION NUMBER: 1992874

FILING DATE: 05/01/1995  
ISSUE DATE: 08/13/1996

MARK: E-Z UP WORLD'S FASTEST SHELTERS ORIGINAL

DRAWING TYPE: WORDS, LETTERS, OR NUMBERS AND DESIGN

DIANE RUSSELE, PARALEGAL  
ASSIGNMENT DIVISION  
OFFICE OF PUBLIC RECORDS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**CERTIFICATE OF MAILING BY EXPRESS MAIL**

U.S. Patent and Trademark Office  
Office of Public Records  
Box Assignments  
Crystal Gateway 4, Room 335  
Washington, D.C. 20231

Dear Sir:

Express Mail Label No.: EE698243819US

Date of Deposit: October 27, 1999

I hereby certify that the attached Notice of Recordation for Trademarks, Termination Statement, check in the amount of \$190.00, and receipt verification postcard are being deposited with the United States Postal Service Express Mail delivery as "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on the date indicated above, and is addressed to: U.S. Patent and Trademark Office, Office of Public Records, Box Assignments, Crystal Gateway 4, Room 335, Washington, D.C. 20231.

Respectfully submitted,

By: 

Charlotte Y. Chen  
Legal Assistant

# MORRISON & FOERSTER LLP

SAN FRANCISCO  
SACRAMENTO  
ORANGE COUNTY  
PALO ALTO  
WALNUT CREEK  
DENVER  
WASHINGTON, D.C.

ATTORNEYS AT LAW

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BEIJING  
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SINGAPORE  
TOKYO

October 27, 1999

Writer's Direct Contact  
(213) 892-5650  
cchen@mofa.com

By Overnight Delivery

U.S. Patent and Trademark Office  
Office of Public Records  
Box Assignment  
Crystal Gateway 4, Room 335  
Washington, D.C. 20231

Re: Recordation of Termination of Security Interest for Trademarks

Dear Sir or Madam:

Enclosed please find the Trademarks Recordation Form Cover Sheet for the following:

Conveying Party: Bank of America, N.A.  
Receiving Party: International E-Z Up, Inc.  
Trademarks: 1908477, 1803282, 1886066, 1901784, 1994970, 1901785 and  
1992874

For recordation, we have also enclosed a check of \$190.00 as filing fees for the seven (7) trademarks listed above, the Termination Statement and an acknowledgement postcard.

If you have any questions, please contact me at (213) 892-5650.

Respectfully submitted,



Charlotte Y. Chen  
Legal Assistant

Enclosures

cc: Donna J. Zenor, Esq. (w/enclosures)  
Pauline M. Stevens, Esq. (w/enclosures)

la-333523

RECORDED: 10/28/1999

TRADEMARK  
REEL: 001984 FRAME: 0170